

Case 3:08-cv-00191-H-CAB Document 15 Filed 07/11/08 Page 1 of 1
U.S. Department of Justice
United States Marshals Service

PROCESS RECEIPT AND RETURN
See Instructions for "Service of Process by the U.S. Marshal"
on the reverse of this form.

PLAINTIFF PARRA VICTOR	COURT CASE NUMBER 08-FLEA-H(CAB)
DEFENDANT California Department of Corrections & Rehabilitation	TYPE OF PROCESS 2008 JUL 11 AM 8:18
SERVE ➔ AT	NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC., TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN (Government Agency) California Department of Corrections & Rehabilitation ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code) Office of legal Affairs 1515 'S' street. Rm 3145 P.O. Box 942883 Sacramento CA 94283-0001 (Attn: Albert Rodan)

SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW:	Number of process to be served with this Form - 285	1
Parra Victor P-58682 P.O. Box. 799002 San Diego CA. 92179	Number of parties to be served in this case	2 out of 6
	Check for service on U.S.A.	✓

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available For Service):
Fold

Other defendants are all now represented by
Sylvie P. Snyder
Deputy Attorney General
110 West A Street, Suite 1100
San Diego CA. 92101
P.O. Box. 85266
San Diego CA. 92186 - 84495266
Tel No. (619) 645-2299

Signature of Attorney or other Originator requesting service on behalf of: Victor Parra In prose	<input checked="" type="checkbox"/> PLAINTIFF <input type="checkbox"/> DEFENDANT	TELEPHONE NUMBER NONE	DATE June 1-08
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SPACE BELOW FOR USE OF U.S. MARSHAL ONLY — DO NOT WRITE BELOW THIS LINE

I acknowledge receipt for the total number of process indicated. (Sign only first USM 285 if more than one USM 285 is submitted)	Total Process 1	District of Origin 98 No. 98	District to Serve 98 No. 98	Signature of Authorized USM Deputy or Clerk W. Smith	Date 6/5/08
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I hereby certify and return that I ☐ have personally served, ☐ have legal evidence of service, ☐ have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above or on the individual, company, corporation, etc., shown at the address inserted below.

☐ I hereby certify and return that I am unable to locate the individual, company, corporation, etc., named above (See remarks below)

Name and title of individual served (if not shown above)	<input type="checkbox"/> A person of suitable age and discretion then residing in the defendant's usual place of abode.
Address (complete only if different than shown above)	Date of Service Time am pm
	Signature of U.S. Marshal or Deputy

Service Fee	Total Mileage Charges (including endeavors)	Forwarding Fee	Total Charges	Advance Deposits	Amount owed to U.S. Marshal or	Amount of Refund
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REMARKS: **06/09/08-mailed see
07/10/08. Recd waiver of service of summons.
Copy to Court and plaintiff**

Waiver of Service of Summons

To: U.S. Marshal

RECEIVED


7699 III 10 P 2:30
I, acknowledge receipt of your request that I waive service of a summons in the action of Parra, Victor v. R. Hernandez, et al., which is case number 08CV0191 H CAB in the United States District Court for the Southern District of California. I have also received a copy of the complaint in the action, two copies of this instrument, and a means by which I can return the signed waiver to you without cost to me.

I agree to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with a judicial process in the manner provided by Rule 4.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or the jurisdiction or venue of the court except for objections based on a defect in the summons or in the service of summons.

I understand that a judgment may be entered against me (or the party on whose behalf I am acting) if an answer or motion under Rule 12 is not served upon you within 60 days after March 26, 2008, or within 90 days after that date if the request was sent outside the United States.

Date: 7/7/08


Signature

**Defendant hereby waives
personal service of this
complaint pursuant to rule
4(d) of the Federal Rules
of Civil Procedure**

Printed/Typed Name: Sylvie Snyder
as Deputy Attorney General
of the Office of the Attorney General

Attorneys for Defendant CDCR

Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A Defendant located in the United States who, after being notified of an action and asked by a Plaintiff located in the United States to waive service of a summons, fails to do so will be required to bear the costs of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the complaint is unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the summons retains all defenses and objections (except any relating to the summons or to the service of the summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

A Defendant who waives service must within the time specified on the waiver form serve on the Plaintiff's attorney (or unrepresented Plaintiff) a response to the complaint and must also file a signed copy of the response with the court. If the answer or motion is not served within this time, a default judgment may be taken against that Defendant. By waiving service, a defendant is allowed more time to answer than if the summons had been actually served when the request for waiver of service was received.